

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Norihiro NISHIMOTO *et al.*
Title: PREVENTIVE AGENT FOR VASCULITIS
Appl. No.: 10/596,429
International Filing Date: 12/17/2004
371(c) Date: 08/07/06
Examiner: Lorraine Spector
Art Unit: 1647
Confirmation No.: 6508

AMENDMENT TRANSMITTAL

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

Transmitted herewith is an amendment in the above-identified application.

[] Small Entity status under 37 C.F.R. § 1.9 and § 1.27 has been established by a previous assertion of Small Entity status.

Assertion of Small Entity status is enclosed.

[X] The fee required for additional claims is calculated below:

	Claims As Amended		Previously Paid For		Extra Claims Present		Rate		Additional Claims Fee	
Total Claims:	28	-	42	=	0	x	\$52.00	=	\$0.00	
Independent Claims:	4	-	6	=	0	x	\$220.00	=	\$0.00	
First presentation of any Multiple Dependent Claims:					+		\$390.00	=	\$0.00	
							CLAIMS FEE TOTAL	=	\$0.00	

[X] Applicants hereby petition for an extension of time under 37 C.F.R. §1.136(a) for the total number of months checked below:

[X]	Extension for response filed within the first month:	\$130.00	\$130.00
[]	Extension for response filed within the second month:	\$490.00	\$0.00
[]	Extension for response filed within the third month:	\$1,110.00	\$0.00
[]	Extension for response filed within the fourth month:	\$1,730.00	\$0.00
[]	Extension for response filed within the fifth month:	\$2,350.00	\$0.00
		EXTENSION FEE TOTAL:	\$130.00
[]	Statutory Disclaimer Fee under 37 C.F.R. 1.20(d):	\$140.00	\$0.00
		CLAIMS, EXTENSION AND DISCLAIMER FEE TOTAL:	\$130.00
[]	Small Entity Fees Apply (subtract ½ of above):		\$0.00
		Extension Fees Previously Paid:	\$0.00
		TOTAL FEE:	\$130.00

The above-identified fees of \$130.00 are being paid by credit card via EFS-Web.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by the credit card payment instructions in EFS-Web being incorrect or absent, resulting in a rejected or incorrect credit card transaction, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

If any extensions of time are needed for timely acceptance of papers submitted herewith, applicants hereby petition for such extension under 37 C.F.R. §1.136 and authorize payment of any such extensions fees to Deposit Account No. 19-0741.

Please direct all correspondence to the undersigned attorney or agent at the address indicated below.

Respectfully submitted,

Date January 22, 2009
 FOLEY & LARDNER LLP
 Customer Number: 22428
 Telephone: (202) 295-4726
 Facsimile: (202) 672-5399

By Simon J. Elliott
 Simon J. Elliott, Ph.D.
 Attorney for Applicants
 Registration No. 54,083

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**RESPONSE TO ELECTION OF SPECIES AND
SUPPLEMENTAL PRELIMINARY AMENDMENT**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

This communication is responsive to the election of species requirement dated December 3, 2008. Prior to further search and examination of the application, Applicants respectfully seek to amend the claims.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this document.

Remarks/Arguments begin on page 5 of this document.

Please amend the application as follows: